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**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ALASKA**

E.S. through her guardians Mary and )  
Steven Stassel, B.M. through his guardians )  
Wayne and Sharon Mattingly, and K.H. )  
through his guardian Robert Howard, )  
for themselves and others similarly situated, )

Plaintiffs, )

v. )

STATE OF ALASKA, DEPARTMENT OF )  
HEALTH AND SOCIAL SERVICES, )  
DIVISION OF SENIOR AND )  
DISABILITIES SERVICES, and DUANE )  
MAYES, in his official capacity as )  
Division Director, )

Defendants. )

Case No. 1:18-cv-00008-JWS

**PLAINTIFF'S MOTION FOR PRELIMINARY INJUNCTION**

Pursuant to Federal Rule of Civil Procedure 65, plaintiffs move for a preliminary injunction, enjoining defendants from reducing Medicaid Waiver day habilitation services pursuant to the hourly cap contained in 7 AAC 130.260(c) while this matter is pending before the Court.

E.S. et al. v. State of Alaska, 1:18-cv-00008-JWS  
Motion for Preliminary Injunction and Supporting Memorandum  
Page 1 of 2

A memorandum of law and three affidavits support this motion. Plaintiffs have also provided a proposed preliminary injunction order for this Court's consideration.

DATED this 27th day of June, 2018.

Respectfully submitted,

/s/ Joanna Cahoon

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**Certificate of service**

I hereby certify that on 6/27/18 a true and correct copy of the foregoing was provided to the following via the CM/ECF system:

Duane Mayes, Director of SDS  
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P.O. Box 110300  
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/s/ Joanna Cahoon

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